

ENTERED

February 20, 2020

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

CARLOS HERNANDEZ,

Plaintiff,

v.

SOCIAL SECURITY,

Defendant.

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CIVIL ACTION NO. 2:18-CV-442

ORDER ADOPTING MEMORANDUM AND RECOMMENDATION

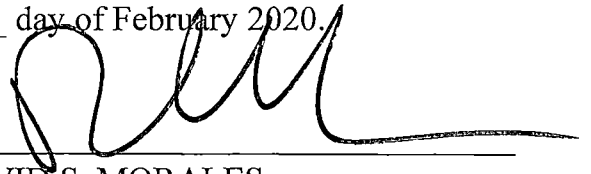
Before the Court is Magistrate Judge B. Janice Ellington's Memorandum and Recommendation (M&R), entered on November 21, 2019. (D.E. 13). The M&R recommends that the Court dismiss Hernandez's petition without prejudice for want of prosecution.

The parties were provided proper notice of, and the opportunity to object to, the Magistrate Judge's M&R. *See* 28 U.S.C. § 636(b)(1); FED. R. CIV. P. 72(b); General Order No. 2002-13. No objection has been filed. When no timely objection has been filed, the district court need only determine whether the magistrate judge's memorandum and recommendation is clearly erroneous or contrary to law. *United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir. 1989) (per curiam); *Powell v. Litton Loan Servicing, LP*, No. CIV. A. H-14-2700, 2015 WL 3823141, at *1 (S.D. Tex. June 18, 2015).

Having carefully reviewed the proposed findings and conclusions of the Magistrate Judge, the filings of the parties, the record, and the applicable law, and finding that the

M&R is not clearly erroneous or contrary to law, the Court **ADOPTS** the M&R in its entirety. (D.E. 13). Accordingly, the petition is **DISMISSED without prejudice** for want of prosecution.

SIGNED and ORDERED this 20th day of February 2020.

A handwritten signature in black ink, appearing to read 'DM', is written over a horizontal line.

DAVID S. MORALES
UNITED STATES DISTRICT JUDGE